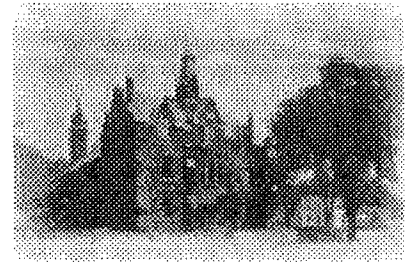


Town of Ayer
Board of Selectmen
Town Hall, First Floor Meeting Room
Ayer Massachusetts, 01432



Wednesday, November 5, 2008

Meeting date: 11-5-08

Present:

Carolyn McCreary, Chairman (Ms. McCreary)	X	Cornelius F. Sullivan, Vice-Chairman (Mr. Sullivan) absent	
Richard D. Gilles, Clerk (Mr. Gilles)	X	James Fay, Member (Mr. Fay)	X
Gary J. Luca, Member (Mr. Luca)	X	Shaun Suhoski, Town Administrator (Mr. Suhoski)	X
Janet Lewis, Secretary (Mrs. Lewis)	X		

Meeting Called to order at 7:15p.m.

Public Input-Chairman McCreary requested if there was anyone present wishing to meet with the Board. No one stepped forward.

Chairman McCreary-Requested to review with the Board the Talking Points developed by her re Ayer's Success Criteria to JBoS be added to the Agenda this evening.

Chairman McCreary announced the Town's Flu Clinic on 11-19-08 from 11-1pm at the Senior Ctr. on Pond Street.

Town Administrator announced contract received earlier in day from MRPC amending the Town's Zoning Map for the Board's review and approval requesting to bring forward under his report.

Selectman Luca moved the Board vote to approve the Agenda of 11-5-08 as amended, 2nd by Selectman Gilles, VOTE: unanimous, so moved.

Agenda Item #1. Chief William Murray, Ayer Police Dept.

West Street Parking-Chief Murray reviewed with the Board Parking & Traffic Regulations adopted in 1939 specifically Article 5 -Parking -which prohibited parking on West Street on the westerly side from Main Street to Cambridge Street. In 2005 the Board of Selectmen amended Article 5 by designating a Two (2) hour parking zone on the west side of West Street beginning at Main St. and going north for a distance of 55 feet and according to the 1939 regulations the remainder of West St. approximately 440 feet would now consist of parking only on the east side of the street. Chief Murray advising to no other parking regulations promulgated and up to 2005 West St. had not been posted with signage prohibiting parking. Chief Murray advising to the 1939 regulation became forgotten and residents residing on the west side of the street began parking in front of their residences. Commuter traffic is now at a serious condition to West St. i.e. Fire Dept.-Fire lane compromised re public safety, urging the Board to designate the entire east side of West St. as No Parking.

i. Selectman Gilles moved the Board vote to approve the Chief's recommendation of 10-6-08 and amend the Traffic Regulations of 1939 Article 5, Section 2 West St. as stated above by replacing it with "West St., easterly side from Main Street to Cambridge Street" and authorize the posting of "No Parking" signs by the DPW on West St. on the entire easterly side of the street and update the Traffic Regulations with this amendment and distribute to Town Clerk and Parking Clerk, 2nd by Selectman Fay, VOTE: unanimous-4-0, so moved.

2009 Winter Parking Ban-Chief Murray updated the Board to the Winter Parking Ban loosely promulgated and placed under the Chief of Police in the Traffic Regulations again adopted in 1939 requesting the Board amend Article 5 Parking Section 1 the following subsection: "Upon any roadway between the hours of 12:00AM and 6:00AM from November 15, to April 15 and any time during a snow storm such prohibition to be known as the Winter Parking Ban".

ii Selectman Fay moved the Board vote to amend Article 5 Parking Section 1 of the Winter Parking Ban with the above language recommended by the Chief of Police, 2nd by Selectman Gilles, VOTE: unanimous, 4-0, so moved.

Additional Staffing Ayer Police Dept.- Chief Murray reviewed with the Board the Department being down by two (2) positions: Lieutenant and Patrolman positions and Department already making reductions and currently ahead in budget forecast and requesting authorization to fill positions. The Board questioned use of Reserve/Auxiliary officers, Chief

Murray advising to both having fallen away, not there anymore and advising to Auxiliary Officers falling under Civil Defense presently.

iii Selectman Gilles moved the Board vote to authorize the Chief to fill the two (2) vacant positions, 2nd by Selectman Fay, VOTE: unanimous, 4-0 so moved.

Agenda Item #2. Tax Increment Financing Agreement (TIF)-G.V. Moore Co., Inc. Town Administrator presented the TIF Agreement for G.V. Moore Co., Inc. approved at the Fall Town Meeting on 10-27-08 for the Board's endorsement. i. Selectman Gilles moved the Board vote to approve the Tax Increment Financing Agreement (TIF) for G.V. Moore's Co., Inc. and to authorize the Chairman's Signature, 2nd by Selectman Fay, VOTE: unanimous, 4-0, so moved.

Agenda Item #3. 2009 ABCC Alcohol License Renewals- Selectman Gilles read the list into the record:

All Alcohol Package Stores: Ayer Package Store, Traffic Circle Liquors d/b/a Jack-O-Lantern

All Alcohol Common Victualler's License-(Restaurant)-LaSita, Carlin's, Kane & Jeanette d/b/a O'Hanlons, Tiny's, Nashoba Club, Ingle PCO Inc. d/b/a 31 Main St. Restaurant, Shaker Hills Golf Club, Mango Grill

Beer & Wine Package Stores: Chung Gee Market, Vineyard, Archer's

Beer & Wine Restaurants: Billiards Café

Club License-Ayer Sportsmen's Club

i. Selectman Gilles moved the Board vote to approve the list provided for the 2009 Alcohol Renewals, 2nd by Selectman Luca, VOTE: unanimous, 4-0, so moved. The Board reviewed Bookberry's d/b/a C.R. Pierces Alcohol License which expires on 12-31-08 and advised to interest in license by current Beer & Wine License holder.

Agenda Item #4 Town Administrator and Town Financial Manager re Fy-09 Budget Presentation-The Board met with Shaun Suhoski and Lisa Gabree. Ms Gabree ran through the Underlying Principle of Budgeting, Budget Building Blocks, Fy-09 General Fund Revenues, Fy-09 State Aid, Examples should there be a 10% cut in Fy-09 State Aid and her initial review re available funds toward State Aid cuts and other areas of potential savings advising to Town having balanced budget from Fall Town Meeting action/s. The Board of Selectmen voted the following budget controls in response over lagging state revenues and potential impacts on reduced local aid in Fy-09 effective immediately:

- Require pre-approval of Town Administrator for all discretionary expenditures (non-personnel items) in excess of \$250.00
- Require pre-approval of Board of Selectmen for all discretionary expenditures (non-personnel items) in excess of \$5,000.00
- Require Board of Selectmen approval for all new hires
- Require Board of Selectmen approval prior to posting any vacancies through Fy-09
- Recommend the School Committee and independent officials implement similar budget controls
- Focus Tri-Board of Fy-10 revenue and expense planning

i Motion to approve made by Selectman Fay, 2nd by Luca, VOTE: Selectman Fay aye, Selectman Luca aye, Chairman McCreary eye, Selectman Gilles no 3-1 motion passes. The Board extended thank you's to Town Administrator Shaun Suhoski and Financial Manager Lisa Gabree as well as all Department Heads for their cooperation.

Agenda Item #5. JBoS Update-The Board reviewed the letter to Leo Blair from Devens Executive Vice President Rich Montuori re current and proposed zoning for Vicksburg Sq. area on Devens re reuse of the buildings to multi family residential which would require changes to the Devens By-laws. The Board requested a Member from the Board of Selectmen and a member from the Planning Board serve on the Committee to evaluate the RFP re-zoning proposal. Selectmen Fay & Luca both volunteering their service. The Board requested a letter be submitted to Planning Board re request. Motion to request two people to serve on RFP re-zoning proposal made by Selectman Fay 2nd by Selectman Luca VOTE: unanimous, so moved.

Chairman McCreary reviewed with the Board her Talking Points re basic principals for Devens to develop as a sustainable, resilient community:

- Energy efficient-homes/industrial/commercial, transportation energy minimized ensuring housing close by for workers employed on Devens, support rail use At Ayer MBTA stop w/shuttle service to Devens, homes utilize energy efficient lighting, heating & appliances, municipal lighting also be energy efficient.

- Devens to supply/contribute to own energy needs-i.e. solar panels, wind resources, products grown for bio-fuel production, cogeneration systems used to supply heat/electricity to neighborhoods/industries.
 - Devens to become free from over dependence on global economy-will produce significant portion of goods, services, and food it consumes from local natural & human sources.
 - Vicksburg Square-work with JBoS to review RFP re redevelopment of Vicksburg Sq.
 - North Post-development-dependent upon environmental review but advocate for clean energy resources i.e. solar panels-wind resources, bio fuel dedication re power start ups, clean incineration of agriculture waste.
- **see attached talking points submitted by Chairman McCreary. The Board congratulated Chairman McCreary on Ayer's message to JBoS right on target. Chairman McCreary offering to deliver message to Board of Directors and to JBoS and ask for their support. Selectman Luca sustainability not only for Devens but Town of Ayer's future as well.

Agenda Item #6. Town Administrator's Report

1. 2009 Revised Budget -Planning & Development-Mr. Suhoski confirmed the IDFA's funding contribution to Planning & Development Budget for Fy-09 being \$16,863.96 from retained earnings and requested the Board's approval of the Planning & Development Budget for Fy-09 in the amount of \$51,038.96

i. Selectman Gilles moved the Board vote to approve the Planning & Development Budget as modified (\$51,038.96), 2nd by Selectman Fay, VOTE: unanimous, so moved. Selectman Fay moved the Board vote to approve the Planning & Development Budget as delineated by Director Chris Ryan in his memo to the Board dated 10-31-08 last paragraph, 2nd by Selectman Gilles for discussion requesting to amend through the end of May 2009 see attached VOTE: unanimous, so moved.

2. Supt. of DPW Search Update-Mr. Suhoski updated the Board to packets distributed to Search Committee, advising to the Town receiving ten applications. The Board discussed proposal re combing DPW services with the Town of Harvard. Sent out letter of interest to Town of Harvard re shared services.

3. MRPC Zoning Map Amendment-Mr. Suhoski presented MRPC's zoning map amendment re Rosewood Ave. and Brook St./Maxant property in the amount of \$1,024.60 for research and up to \$500.00 to obtain appropriate legal interpretation in order to resolve issues re both properties (see attached) total not to exceed \$2,954.75 and authorize the Chairman's signature. Mr. Suhoski advising to Peter Johnston, Chairman of the Ayer Planning Board submitting a letter of support and approval by their Board for the amendment from MRPC.

i. Selectman Gilles moved the Board's approval of Mr. Suhoski's request, 2nd by Selectman Fay, VOTE: unanimous, 4-0 so moved.

4. Capital Planning Committee-the Board designated Chairman McCreary to serve on this Committee and Selectman Fay to serve as alternate.

5. Mr. Suhoski advised to L-3 ESSCO's Class I Hearing before the Board on 11-18-08.

Agenda Item #7. Selectmen's Questions/New Business-

Chairman McCreary-advised to Fitchburg Line Meeting on 11-6-08 and advised to Chris Ryan attending.

Selectman Luca reminding/encourage residents to attend JBoS Meetings advising to a lot going on and to Town's benefit to be involved.

9:30p.m. Selectman Gilles moved the Board adjourn the meeting, 2nd Selectman Luca, VOTE: unanimous, so moved.

9:30p.m. Meeting Adjourned.


Richard Gilles, Clerk
AYER BOARD OF SELECTMEN

DATE: 12-23-08